IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 11TH APRIL 2007 / 21ST CHAITHRA 1929

Crl.Rev.Pet.No. 1571 of 2007(A)

CRA.166/2002 of ADDL.SESSIONS COURT (ADHOC)-III, THALASSERY
CC.887/2001 of CHIEF JUDITIAL MAGISTRATE COURT, THALASSERY

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REVN. PETITIONER: APPELLANT/ACCUSED

ADAYANGAD MAHAMOOD,S/O LATE ABDULLA HAJI
ANAKETTIYATHIL PEEDIKA, P.O.PULLOOKKARA.

BY ADV. SRI.C.P.PEETHAMBARAN

RESPONDENTS: RESPONDENT/COMPLAINANT AND STATE

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1. K. IBRAHIM HAJI, S/O MAMMAD HAJI,
   KUZHAKAMBROTH HOUSE, P.O.PULLUKARA.

2. STATE OF KERALA, REPRESENTED BY THE
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 11/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1571 OF 2007

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Dated this the 11th day of April 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to imprisonment till the rising of the court and to pay a compensation of Rs.1,60,000/- vide Section 357(3) Cr.P.C and in default to undergo simple imprisonment for one year.

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to pay the amount of compensation. All the same, the latter portion of the sentence is modified to pay the compensation of Rs. 1,60,000/- (One lakh sixty thousand only) and in default to undergo simple imprisonment for six months. The revision petitioner is granted six months time from today onwards to pay the amount of compensation. The revision petitioner is directed to appear before Additional Chief Judicial Magistrate, Thalassery on **15.10.2007** to receive sentence. Non bailable warrant pending if any shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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